

ENVIRONMENTAL REVIEW

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CHAPTER 4: ENVIRONMENTAL REVIEW

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INTRODUCTION

The National Environmental Policy Act of 1969 (NEPA) applies to every CDBG project and is intended to 1) improve decision-making by ensuring that all relevant information is considered, and 2) make that information available to the public.

Regulations are found in the *Environmental Review Procedures for Entities Assuming HUD Environmental Responsibilities*, found in 24 CFR Part 58. These sections require UGLGs (i.e., the local governments receiving CDBG funds) to assume the responsibility for environmental reviews.

The complete set of regulations can be found at the following web address:
<http://www.ecfr.gov/cgi-bin/ECFR?page=browse>

The type of project will dictate the amount of time required to complete and submit the ER record. At the completion of the environmental review process, the Department of Housing (DOH) will issue an environmental clearance letter.

REMINDERS:

- The UGLG must prepare an Environmental Review Record (ERR) file that includes all activities related geographically or functionally, regardless of the source of funding (24 CFR Part 58.32).
- The UGLG may not commit any HUD assistance funds or non-HUD funds until you have an award, and the environmental review has been completed. 24 CFR 58.22. Exceptions may be granted for “pre-agreement”, i.e. pre-award costs if approved by the DOH.
- Funds may be committed after an award has been made without certification for activities that are classified as ‘exempt’ 24 CFR 58.34 or ‘categorically excluded not subject to the statutory checklist 24 CFR 58.35(b). In all cases, follow the procedures below.
- DOH cannot release funds until the environmental review process is complete and an award and Grant Agreement are in place.

PROCESS

The flow chart (Attachment 1) is your guide to the process. Classify the activities properly, as this determines the procedure and the time required to complete the environmental process. All the documents cited below must be included in your ERR, to be submitted to the DOH for approval and certification.

Activities can be classified in one of four ways:

1. Exempt Activities 24 CFR 58.34 (a)(1) through (12)

Exempt activities are primarily **administrative and design costs**, and public services that have no physical impacts. They also include certain disaster recovery projects, if the project does not alter environmental conditions and is limited to the repair or replacement of damage to control the efforts from disasters.

If the entire project is 'exempt,' you need only submit a completed copy of the *Statement of Activities* (Attachment 4-2), and a *Determination of Exemption* (Attachment 4-5), citing the appropriate section of 24 CFR 58.34. It must be signed by the chief elected official in whose jurisdiction the project falls. No public notice is required for exempt activities.

2. Categorically Excluded Projects not subject to 58.5 (24CFR58.35(b))

These projects include most **economic development activities** (as long as the project does not include construction or expansion, even under the project aggregation rule 24 CFR 58.32; and new operating costs for other activities of physical facilities. For these projects you need submit only the *Statement of Activities* (Attachment 2) and a *Determination of Exemption* (Attachment 5), citing the appropriate section of 58.35(b), and signed by the chief elected official. No public notice is required for these activities.

3. Categorically Excluded Activities subject to 58.5 (the Statutory Checklist) 24 CFR 58.35(a)

These activities include **replacement or rehabilitation** of facilities that do not significantly change land use or capacity by more than 20 percent, or that **remove barriers to the handicapped**. Many public facilities projects fall into this category.

- a. Complete the *Statement of Activities* (Attachment 4-2), classifying each line item from your application (or Grant Agreement, if applicable) using complete citations from 24 CFR 58.34 and 24 CFR 58.35(a).

Coordinate your project with federal laws and authorities by completing the *Statutory Checklist* (Attachment 4-3). To determine who to contact, review the *Summary of Federal Laws and Authorities*, below. See Attachment 4-10 for a

sample cover letter to be used when requesting comment from authorities.

- b. For each regulatory area that applies to your project, contact the appropriate agency at the address listed in Attachment 4-4, *Gathering Information, Disseminating Notices*. **Allow 30 days** for responses, unless you receive them earlier by mail or telephone. Document the response in the ERR. Mark the appropriate box on the *Statutory Checklist* (Attachment 4-3) that corresponds to each agency's response.

When step 'b' is complete, you have two alternatives:

- 1) If no negative comments were received, and if there are no circumstances requiring further compliance (such as asbestos removal), the 'categorical exclusions' may be declared 'exempt in accordance with 58.34(a)(12). Submit a *Determination of Exemption (Attachment 4-5)*, and the rest of the ERR, including the Statutory Checklist, and all agency and public comments, to the Environmental Desk. No public notices are required.

OR

- 2) If any comments are received that indicate that a potential impact may occur, or that further action is either recommended or required (such as a historic review), you **must**:
 - a) Attempt to resolve the issue and comply with the law's requirements and document the attempt in the ERR. In the unlikely event that the issue is not resolved, contact the Environmental Desk to discuss the issue. If the issue cannot be resolved at that level, you may be required to prepare an Environmental Assessment or an Environmental Impact Statement.
 - b) If the issue is resolved and no further action to comply with laws or authorities is required, publish the *Notice of Intent to Request Release of Funds (Attachment 4-6)*. Do not publish notices until all replies have been received, or until the comment period has passed, whichever comes first. After publication, send copies of the notice to all the agencies with whom you have consulted (Attachment 11 is a sample cover memo). After the local period, send the DOH a copy of the notice (with the signed and notarized affidavit of publication), along with a copy of the completed ERR; be sure to include a list of agencies contacted (Attachment 4-4); all agency and public comments; and the *Request for Release of Funds and Certification (Attachment 4-8)* to the Environmental Desk.

- c) If the ERR and the *Request for Release of Funds and Certification (Attachment 8)* were properly executed, the DOH Environmental Desk will send you a letter of 'Environmental Certification.' The letter may include conditions which must be satisfied as a condition of the release of funds.

4. Activities Requiring an Environmental Assessment 24 CFR 58.36

These activities are those that establish new or significantly enlarged facilities or services. Activities are subject to environmental assessments if they cannot be clearly defined as either exempt or categorically excluded. Assessments may also be required under "extraordinary circumstances" (Source: 58.2(a)(3)), when normally 'exempt' or 'categorically excluded' activities are unique or without precedent, or when they have the potential for having a significant impact on the site. An environmental assessment must cover the entire project, including related activities not funded by CDBG funds (58.32). The process includes the following steps:

- a. Complete the entire assessment document (Attachment 9), making sure that the project is coordinated with federal laws and authorities, in the same way as they are in categorically excluded projects.
- b. After completing the environmental assessment, you must make one of two findings:
 - 1) A Finding of No Significant Impact (58.40(g)(1))
Proceed to the publication of notices, described in sections c and d, below, or
 - 2) A Finding of Significant Impact (58.40(g)(2))
Publish a *Notice of Intent to File an Environmental Impact Statement (EIS)*. An EIS requires a lengthy, detailed technical analysis of a project. Contact the Environmental Desk if this finding is made.
- c. Publish a Combined Notice (Attachment 4-7). A combined notice includes the *Notice of Finding of no Significant Impact* and *Notice of Intent to Request Release of Funds*. The notice contains instructions for calculating the mandatory review period. If there are public comments, you must respond to them and place both comments and responses in the environmental assessment. Please note that the public notice process requires 32 days.
- d. Immediately after publication, send copies to the agencies that were consulted. See Attachment 10 for a sample cover letter. After the local 15-day review period, send a copy of the completed environmental assessment, including a list of

agencies contacted, comments from agencies and the public, the published notice (or a signed and notarized affidavit of publication of the *Combined Notice (Attachment 4-7)* and the *Request for Release of Funds and Certification (Attachment 4-8)* to the Environmental Desk at DOH.

- e. If these steps have been properly executed, DOH will send you a letter of 'Environmental Certification.' The letter may include conditions which must be satisfied as a condition of the release of funds.

REMINDERS:

- HUD rules use the term, "responsible entity." For our purposes, the "responsible entity" is the recipient of HUD grant funds.
- The rule allows either the publication or posting of public notices per 24 CFR 58.45. If a public notice is posted, the local public comment period is 18 days. If it is published, the local comment period is 15 days.
- You may use an environmental review conducted for other funding programs insofar as it provides the same information and allows the same time for public comment, per 24 CFR 58. If it meets the CDBG requirements in its entirety, you may use it in lieu of the CDBG-mandated ERR. If the other review satisfies only a portion of the requirements, you must obtain additional information and/or publish supplementary notices before sending the materials to DOH.
- When publishing, be sure that the notice appears in the newspaper that is regularly used by the municipality for public notices.

DOCUMENTATION SUMMARY

When you have properly classified your project and conducted the appropriate level of environmental review, use the following checklist to determine what you must send to the DOH Environmental Desk.

1. A cover page that lists the name of the project, the DOH Underwriter assigned to your project, and the DOH Grant Agreement number.

2. If your project consists *entirely* of **Exempt activities**, submit the following:
 - Statement of Activities (Attachment 4-2)
 - A signed Determination of Exemption (Attachment 4-5)
3. If your project consists of **Categorically Excluded Activities not subject to the Statutory Checklist**, submit the following:
 - Statement of Activities (Attachment 4-2)
 - A signed Determination of Exemption (Attachment 4-5)
4. If your project consists of **Categorically Excluded Projects Subject to the Statutory Checklist**, submit the following if you have written to the appropriate agencies *and haven't received any negative comments*:
 - Statement of Activities (Attachment 4-2)
 - Statutory Checklist (Attachment 4-3)
 - A signed Part One of Attachment 4-9 (The Environmental Review Record)
 - A signed Determination of Exemption (Attachment 4-5) – No public notice is required
5. If your project consists of **categorically Excluded Projects subject to the Statutory Checklist**, submit the following items if you have written to the appropriate agencies *and have received comments that a potential impact may occur, or if further action is recommended or required*:
 - Statement of Activities (Attachment 4-2)
 - Statutory Checklist (Attachment 4-3)
 - A signed Part One of Attachment 4-9 (The Environmental Review Record)
 - A copy of the Notice of Intent to Request Release of Funds (Attachment 4-6)
 - The Request for Release of Funds and Certification (Attachment 4-8)
6. If your project requires the preparation of an **Environmental Assessment**, submit the following:
 - Statement of Activities (Attachment 4-2)
 - Statutory Checklist (Attachment 4-3)
 - A signed Part One and Two of Attachment 4-9 (The Environmental Review Record)
 - A copy of the Combined Notice (Attachment 4-7)
 - The Request for Release of Funds and Certification (Attachment 4-8)

SUMMARY OF FEDERAL LAWS AND AUTHORITIES

Read these program requirements to determine which apply to your project. For each that applies, **write to the Federal or State agency indicated** for its opinion on the impact of the proposed project. See *Attachment 4-4: Gathering Information, Disseminating Notices* for agency addresses.

Allow 30 days for response, unless you obtain the response sooner. Document all contacts, whether by correspondence or telephone.

The Department of Natural Resources (DNR) does not want to be contacted on all projects. Only contact the DNR if the project affects one of the areas in which it has regulatory responsibility (such as redevelopment of brownfields; floodplains; air quality and navigable waters, for example).

Letters to Federal or State agencies should contain the following information (See Attachment 10 for a sample of such a letter):

1. The name of the UGLG.
2. The name of the project.
3. A description of the project. Be sure that the description is complete, and includes a statement that describes new construction and rehabilitation separately.
4. A map of the project's location. Maps should be legible and include community boundaries, a scale, a north arrow, and for utility projects, existing and proposed utilities' rights-of-way.
5. The amount and source of funds.
6. Name and address of a contact person.
7. A statement that, if a response is not received within 30 days, the UGLG will assume that the agency has no comment.

HISTORIC PROPERTIES

To avoid harm to both known historic properties and archeological sites, and to undiscovered sites present in a project area, each UGLG must:

1. Identify historic properties and archeological sites within or near the proposed project area.
2. Assess the effects of the proposed action on these historic properties and sites.

The Wisconsin Historic Society (WHS) serves as the federal government's State Historic Preservation Officer, or SHPO. The WHS has delegated the responsibility for determining whether a CDBG-funded property contains sites that are eligible for inclusion in the National Register of Historic Places to the DOH (both historic buildings *and* archeological sites). Your responsibility as a UGLG is to assist the DOH in collecting information that forms the basis for this determination. An UGLG unfamiliar with historic or archeological requirements is encouraged to contact the DOH Environmental Desk soon after receiving a grant award to be sure that it clearly understands its responsibilities.

Buildings

If an UGLG proposes to rehabilitate an existing building **50 years of age or older**, it must determine whether the building is listed on the WHS's Architecture and History Inventory (AHI). If the building is listed, then the UGLG must consult with DOH to mitigate adverse effects on the building's historic features.

Undeveloped Sites

For projects involving new construction on sites larger than **one-half acre**, the WHS requires that UGLGs 1) determine whether known archeological sites are present in the project area, by consulting with the WHS's Archeological Site Inventory database; 2) conduct an archeological survey to determine whether undiscovered archeological sites are present; and 3) submit a written report prepared by a qualified professional archeologist. Three copies of the report should be submitted to DOH, two of which will be forwarded to the WHS.

If the property is found to contain prehistoric or historic sites, then you must enter into consultations with DOH and WHS to mitigate the project's effects on such sites. In a very limited number of cases, an archeological excavation could be required. If no resolution is found at the State level, further consultation with the Advisory Council on Historic Preservation, Washington D.C., may be required.

Note: UGLGs who do **not** have electronic access to the Wisconsin Historic Society's AHI (Architecture and History Inventory) and ASI (Archeological Site Inventory) databases should contact DOH Environmental Review Desk to review the database on the UGLG's behalf. UGLGs or consultants who have remote access to the AHI and ASI databases may review it and determine whether *known* historic archeological resources are present in the proposed project area, although this does not waive the survey requirements. Include the results of the database search and a map in the completed Environmental Assessment.

FLOODPLAIN MANAGEMENT

State regulation of floodplain development is accomplished through local units of government (i.e., towns, villages, cities, or counties), with DNR oversight. Federal regulation is carried out by the Federal Emergency Management Agency (FEMA). As an UGLG your responsibilities are:

1. Consult the FEMA Flood Insurance Rate Map (F.I.R.M.), or contact the local unit of government's local zoning administrator to determine if the project is located in a 100-year floodplain. If not, document your finding in the ERR. If the project site is located in a 100-year floodplain, proceed to Step 2, below.
2. Above-grade construction of significant size will require compliance with Executive Order 11988, which stipulates the conditions under which a project located in a 100-year floodplain may proceed. Below-grade construction may not be subject to this requirement. If the costs for modification to an existing structure are <50 percent of its fair-market value, the project may proceed without further review. If, however, the cost of rehab is >50 percent of the before-rehab value, substantial additional regulatory compliance is required under the executive order, including two public notices. In each case in which a project is located in a 100-year floodplain, contact both the local zoning administrator and the DOH Environmental Desk. Document the contact.
3. Floodplain maps are available on line at: <http://www.msc@fema.gov>

WETLAND PROTECTION

Wetland regulations include federal, State, and local laws, and these can affect development in and adjacent to wetlands. In general projects are in compliance if they are not located in designated wetlands, or do not require filling or otherwise disturbing them. The DNR has mapped wetlands in Wisconsin. Aerial photographs may be found at the following web address: <http://dnrmapping.wi.gov/imf/imf>. UGLGs must determine whether projects

proposing new construction or ground-disturbance will affect wetlands. For assistance, contact the local zoning administrator or the DNR district office, the area Regional Planning Commission which has jurisdiction in the county where the project will take place, or the Army Corps of Engineers. The U.S. Environmental Protection Agency has responsibility for permitting in some circumstances.

COASTAL ZONE MANAGEMENT

UGLGs located in one of the 15 counties adjacent to either Lake Superior or Lake Michigan must document compliance with the Wisconsin Coastal Management Program (WCMP). State regulation is focused on public and private uses that are “reasonably likely to affect any land or water use or natural resource of the coastal zone.” As a general rule, activities that are “exempt” or “categorically excluded” under this grant program will not be reviewed by the WCMP. Proposed sites that are located on the shorelines of either lake, or are located along rivers or streams that drain into these lakes are more likely to require extensive review by the WCMP.

An UGLG must document that the WCMP has approved such projects. The approvals may be obtained either directly from the WCMP or indirectly through the regional planning commission in whose jurisdiction the project falls.

WATER QUALITY

If the proposed project involves dredging or placing dredged or other fill materials in navigable waters (including wetlands) in Wisconsin, an UGLG must contact the Army Corps of Engineers and the Wisconsin DNR. The Clean Water Act (USC 1251-1376) regulates discharges to waters of the U.S., including the filling of wetlands. Pre-approved ‘general’ or ‘nationwide’ permits may be available for minor activities. Mitigation measures may be required for unavoidable losses of such resources.

ENDANGERED SPECIES

The Endangered Species Act of 1973, as amended (16 USC 1531 through 1536), provides for the cooperation of agencies (including UGLGs) to ensure the conservation of endangered species and their habitats. Each UGLG must contact the Wisconsin office of the Fish and Wildlife Service as part of its

environmental review for funded projects. A current list of endangered or threatened species by Wisconsin county can be found at: <http://www.fws.gov/midwest/endangered/lists/wisc-cty.html>

WILD AND SCENIC RIVERS

If a proposed project site is located along the St. Croix or Wolf Rivers, or along components of the Wild and Scenic River system, an UGLG must contact the National Park Service. NPS will review the project for potential impacts on the Wild and Scenic River System, the National Rivers Inventory, the National Park System, and similar resources or properties. A list of Wisconsin's wild and scenic rivers components is attached to these guidelines. See Attachment 4-12.

AIR QUALITY

The DNR has responsibility for air quality, including permitting and monitoring, through administrative rule NR 406. In general there are five types of activities that require an UGLG to consult with the DNR. If you proposed any one of the following activities, contact the Air Management Specialist at the nearest DNR district office.

1. Demolition of existing buildings;
2. Sandblasting or paint removal, particularly of water towers;
3. Installation of large, fuel-burning equipment;
4. Installation of new industrial manufacturing processes; or
5. Construction of new roads or parking lots for over 1,000 cars.

FARMLAND PROTECTION

The Farmland Protection Policy Act (FPPA) of 1981 and its implementing regulations, 7 CFR Part 658, regulate the conversion of farmland to nonagricultural uses. The first review step is to determine whether the land is already in urban use or has been designated as such by the local unit of government. Land is defined as "in urban use" if any one of the following three statements is true:

1. Building density exceeds 30 structures per 40 acres;
2. The land is zoned for residential, commercial, or industrial use; or
3. A comprehensive land use plan has identified this property for future residential, commercial, or industrial use, and was adopted within 10 years prior to your project.

*If the land **is in** urban use (as defined), the FPPA does not apply.*

*If the land **is not** in urban use, determine if any part is prime or unique farmland of statewide or local importance, by contacting the Natural Resources Conservation Service (NRCS) (formerly, the Soil Conservation Service) office for the county in which the project is located. If the farmland is prime, unique, or of statewide or local importance, obtain the Farmland Conversion Impact Rating Form AD-1006 from the NRCS office, complete it, and return it to the NRCS. The web address is: <http://www.nrcs.usda.gov/wps> The NRCS will return the form within 45 days, after which the UGLG decides whether to continue, modify, or drop the project.*

If the land is in current farm use, also see Wisconsin Statute 32.035 (dealing with eminent domain) regarding the preparation of an agricultural impact statement, and contact the WI Department of Agriculture, Trade, and Consumer Protection.

MAN-MADE HAZARDS

UGLGs must determine whether leaking underground storage tanks, hazardous tanks, hazardous waste facilities, toxic chemicals, radioactive materials, or other potential public health and safety problems either directly or indirectly affect proposed project sites and activities. A useful list of sites regulated by the Environmental Protection Agency, sorted by zip code, is available at the following website address: www.epa.gov/epahome/comm.htm A list of contaminated sites can be found at: www.dnr.state.wi.us/org/aw/rr.brrts.index.htm

Hazards also include exposure to hazardous chemicals via the air, soil, and water, as well as risks to life and property through proximity to railroads and industrial activities. Airborne hazards include releases of chemicals from above-ground chemical storage facilities. Such facilities can be found at the EPA website. Water-borne hazards include contamination of groundwater by leaking underground storage tanks into well fields. These may be found at the DNR website (above), although this list is not inclusive. Soil contamination by chemical spills is another means by which humans are exposed to man-made hazards and are listed at the DNR website. Sites located within one-quarter mile of industries using or storing hazardous chemicals or within one-quarter mile of active rail lines, are generally not suitable for housing, but may be suitable for other CDBG funded projects.

THERMAL HAZARDS

The proximity of petroleum or chemical storage tanks to a proposed project site may be a concern. Some older neighborhoods in cities and towns contain industries which use or store flammable or explosive products. While fire safety codes generally assure safe operation and minimize these risks, at least for a short term, such sites may represent hazards to workers within CDBG-funded facilities. Depending on the nature of the project, UGLGs should make every effort to avoid sites that place people at risk. In general, sites within one-quarter mile of such industries, particularly when there are no intervening structures, may be at risk. The State of Wisconsin maintains a list of above-ground and underground storage tanks, which can be accessed at the following web address: <http://dsps.wi.gov/Online-Services/Storage-Tanks>

Consult with the Environmental Review Desk for assistance in evaluating potential hazards.

NOISE

In general, UGLGs who receive CDBG-PF funds do not have to comply with noise regulations found in 24 CFR Part 51, Subpart B. However, grants may cause noise levels to increase through the expansion of industrial facilities, for example. In these limited number of cases, UGLGs are required to consider the effects of their activities, especially if nearby residential neighborhoods are impacted. In that event, the following guidance is provided to assist UGLGs in evaluating noise levels.

- Highways. Is the project site within 1,000 feet of a major road, highway, county trunk road, truck route, State or federal highway, or urban business route? ___ Yes; ___ No
- Railroads. Is the project site located within 3,000 feet of an active rail line (used at least daily)? ___ Yes; ___ No
- Airports. Is the project located within two miles of a general aviation or military airport handling jet operations with scheduled air service? ___ Yes; ___ No
- Other noise-generating sources. Is the project site located within 1,000 feet of any other noise-generating source, such as an industrial plant? ___ Yes; ___ No

If the answer to any of the above four questions is “yes,” then a potential noise problem may exist which may require additional mitigation measures. In such cases, UGLGs are encouraged to work with property owners to consider and include noise-abatement measures as part of the project. Consult with the Environmental Review Specialist for recommendations on specific noise abatement measures, and see the following HUD web address: http://www.hud.gov/offices/cpd/environment/ATEC_User_Guide_DNL_ROADWAY.pdf

Runway Clear Zones

Airport authorities may restrict the development and use of sites lying within designated runway clear zones. HUD’s concern – that a limited number of residential properties lie within clear zones – does not apply to CDBG-PF projects.

Solid Waste

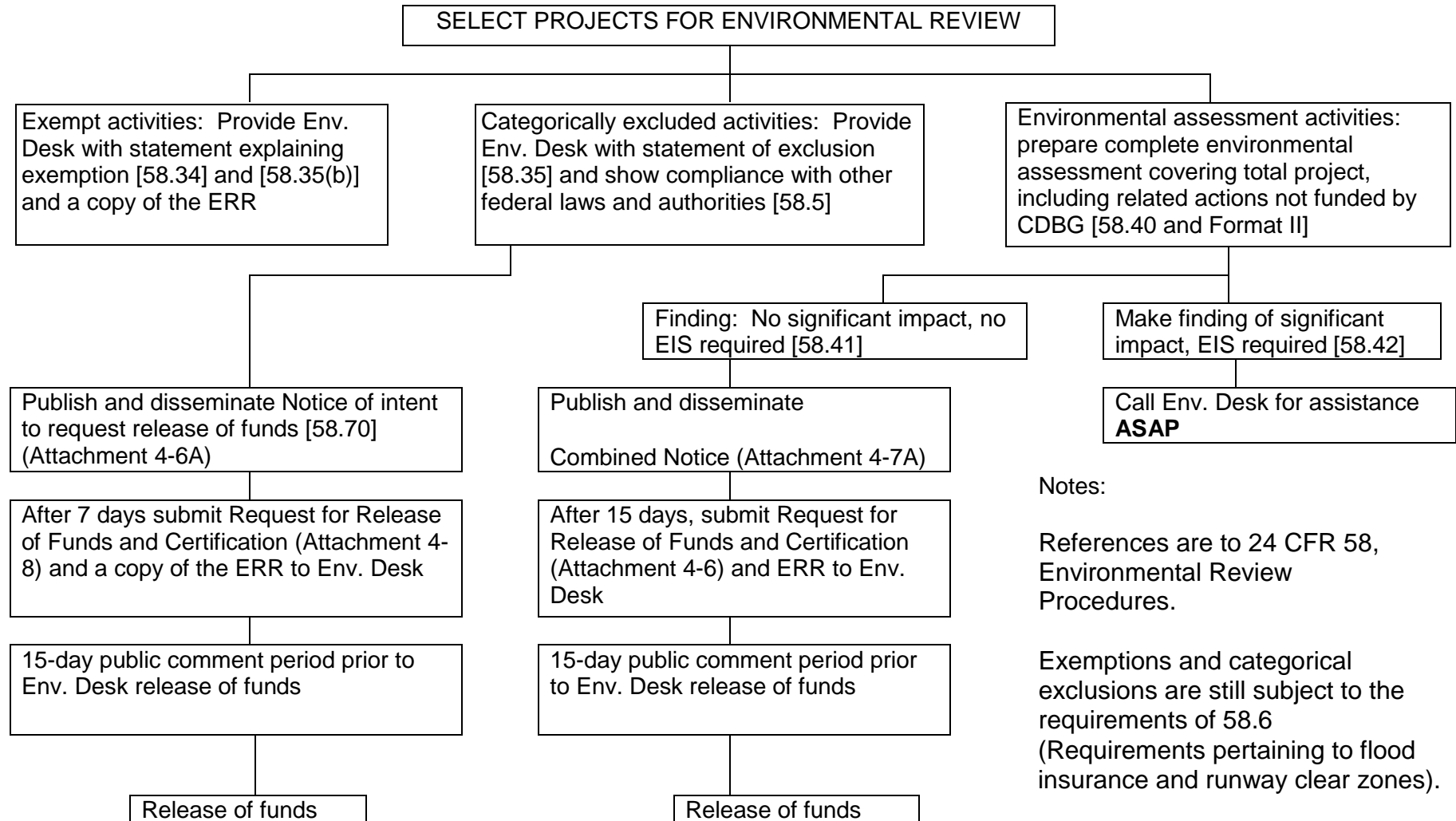
The general concern is that sufficient capacity exists to handle solid waste generated by the CDBG-funded project, and that the renovation and demolition of buildings containing asbestos or lead-based paint be carried out in accordance with DNR regulations.

ATTACHMENTS

The Attachments (i.e. additional example documents) are included on the following pages.

ATTACHMENT 4-1: ENVIRONMENTAL REVIEW PROCEDURES

ENVIRONMENTAL REVIEW PROCEDURES



ATTACHMENT 4-2A: STATEMENT OF ACTIVITIES (TEMPLATE)

STATEMENT OF ACTIVITIES

List all activities funded by your grant, and identify those that have been previously assessed, those that require an environmental assessment, those which are categorically excluded, and those which are exempt. Check the box which applies to each activity.

Activity	Source of Funds — CDBG or non-CDBG	Previously assessed	Requires Environmental Assessment	Categorically Excluded & subject to 58.5 (the Statutory Checklist)	Exempt <u>or</u> Categorically Excluded & NOT subject to the Statutory Checklist	Cite relevant section of 24 CFR Part 58

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ATTACHMENT 4-2B: SAMPLE STATEMENT OF ACTIVITIES

SAMPLE STATEMENT OF ACTIVITIES

List all activities funded by your grant, and identify those that have been previously assessed, those that require an environmental assessment, those which are categorically excluded, and those which are exempt. Check the box which applies to each activity.

Activity	Source of Funds — CDBG or non-CDBG	Previously assessed	Requires Environmental Assessment	Categorically Excluded & subject to 58.5 (the Statutory Checklist)	Exempt or Categorically Excluded & NOT subject to the Statutory Checklist	Cite relevant section of 24 CFR Part 58
New construction	CDBG		√			58.36
Replacement construction	CDBG			√--if >20% increase in size or capacity	√--if <20% change is size or capacity	58.35(a) (if categorically excluded)
Engineering	CDBG				√	58.34(a)(8)
Administration	CDBG				√	58.34(a)(3)

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ATTACHMENT 4-3: STATUTORY CHECKLIST FOR PUBLIC FACILITIES

STATUTORY CHECKLIST FOR PUBLIC FACILITIES

Comparison with federal laws and authorities: This project has been compared with applicable federal laws and authorities, with the following results:

Project: _____

Environmental Issue	Property is in Compliance if:	Compliance Status
Historic Properties—rehab of existing buildings	Property is less than 50 years old, or if the activity is listed on “Activities Exempt from Further Review”	<input type="checkbox"/> Compliance or NOT APPLICABLE <input type="checkbox"/> Consultation/review required <input type="checkbox"/> Conditions and/or mitigation actions required
Historic Properties—new construction	Property to be developed is less than ½ acre in size and approval has been obtained from the Department of Administration environmental review officer; OR property is > ½ acre in size, and an archeological survey has been completed by a professional archeologist	<input type="checkbox"/> Compliance or NOT APPLICABLE <input type="checkbox"/> Consultation/review required <input type="checkbox"/> Conditions and/or mitigation actions required
Floodplain management	Property is not located in a 100-year floodplain	<input type="checkbox"/> Compliance or NOT APPLICABLE <input type="checkbox"/> Consultation/review required <input type="checkbox"/> Conditions and/or mitigation actions required
Coastal Areas Protection and Management	Property not located on a river or stream flowing into, or is within ½ mile of Lake Michigan, Lake Superior, or located on shoreline of either lake	<input type="checkbox"/> Compliance or NOT APPLICABLE <input type="checkbox"/> Consultation/review required <input type="checkbox"/> Conditions and/or mitigation actions required
Wild and Scenic Rivers	Property not located on either the St. Croix or Wolf Rivers, or national Wild and Scenic Rivers System Components—Wisconsin (Attachment 12)	<input type="checkbox"/> Compliance or NOT APPLICABLE <input type="checkbox"/> Consultation/review required <input type="checkbox"/> Conditions and/or mitigation actions required
Runway Clear Zones	Property not listed on HUD Circular Letter HD 85-8, dated 5/23/85	<input type="checkbox"/> Compliance or NOT APPLICABLE <input type="checkbox"/> Consultation/review required <input type="checkbox"/> Conditions and/or mitigation actions required

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Environmental Issue	Property is in Compliance if:	Compliance Status
Manmade Hazards	Not located on, or adjacent to, site of a previous unremediated chemical spill, leaking underground storage tank, Superfund site, or landfills	<input type="checkbox"/> Compliance or NOT APPLICABLE <input type="checkbox"/> Consultation/review required <input type="checkbox"/> Conditions and/or mitigation actions required
Noise	Not applicable to non-residential projects	<input type="checkbox"/> Not applicable to this project. In compliance.
Wetlands Protection	Project site not located in an existing wetland, or impacting an existing wetland; No direct or <u>indirect</u> effects	<input type="checkbox"/> Compliance or NOT APPLICABLE <input type="checkbox"/> Consultation/review required <input type="checkbox"/> Conditions and/or mitigation actions required
Water Quality	Project causes no dredged or fill materials in navigable waters, including wetlands; preapproved general permit or 'no effect' finding	<input type="checkbox"/> Compliance or NOT APPLICABLE <input type="checkbox"/> Consultation/review required <input type="checkbox"/> Conditions and/or mitigation actions required
Water Quality: sole source aquifers	None in WI, per EPA	<input type="checkbox"/> Not applicable to this project: in compliance
Solid Waste Disposal Availability; renovation and/or demolition of buildings containing asbestos or lead-based paint	No hazardous waste is generated; no excessive pressure placed on existing landfills; waste is removed in accordance with DNR procedures	<input type="checkbox"/> Compliance or NOT APPLICABLE <input type="checkbox"/> Consultation/review required <input type="checkbox"/> Conditions and/or mitigation actions required
Endangered Species	No threats to either species or habitats	<input type="checkbox"/> Compliance or NOT APPLICABLE <input type="checkbox"/> Consultation/review required <input type="checkbox"/> Conditions and/or mitigation actions required
Farmland Protection	Unique or protected farmland is not developed; construction takes place within properly zoned sites	<input type="checkbox"/> Compliance or NOT APPLICABLE <input type="checkbox"/> Consultation/review required <input type="checkbox"/> Conditions and/or mitigation actions required
Air Quality	No permanent effects on air quality; or permitting for installation of large, fuel burning equipment obtained	<input type="checkbox"/> Compliance or NOT APPLICABLE <input type="checkbox"/> Consultation/review required <input type="checkbox"/> Conditions and/or mitigation actions required
Thermal and Explosive Hazards	Property not located on, or adjacent to, an industrial facility that creates explosive or thermal hazards, past spills, Superfund sites, or hazardous	<input type="checkbox"/> Compliance or NOT APPLICABLE <input type="checkbox"/> Consultation/review required <input type="checkbox"/> Conditions and/or mitigation actions required

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	industries	
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Certification:

I certify that, to the best of my knowledge, this activity is in compliance with NEPA and the implementing regulations of the program funding this activity.

Grant Administrator

Date

ATTACHMENT 4-4: AGENCIES' CONTACT INFORMATION

GATHERING INFORMATION, DISSEMINATING NOTICES

Contact the following agencies when their programs apply to your project.

Historic Properties

WHS has delegated its responsibilities to DOC.
All questions and documentation should be submitted to the DOC Environmental Desk.
>>Do not contact WHS directly

Floodplain Management [all projects]

Local administrator of local government unit

Wetland Protection [all projects]

To determine eligibility:

Zoning administrator; DNR district office
Army Corps of Engineers

For permits:

DNR district office, Army Corps of Engineers
U.S. Environmental Protection Agency (see below)

U.S. Environmental Protection Agency

Manager
Federal Activities Program
Planning & Mgmt. Division
77 West Jackson Boulevard
Chicago IL 60604
Ph: 312-886-7342
Fax: 312-353-5374

General Regulatory Branch
St. Paul District
U.S. Army Corps of Engineers
190 5th Street East
St. Paul MN 55101-1638
Ph: 651-290-5361

Coastal Zone Management [projects located in counties bordering Lakes Michigan & Superior]

Mike Friis
Coastal Management Program
WI Department of Administration
P.O. Box 7868
Madison WI 53702
Ph: 608-266-3687

Endangered Species

Field Supervisor
U.S. Fish & Wildlife Service
2661 Scott Tower Drive
New Franken WI 54229
Ph: 920-866-1717
Fax: 920-866-1710

Wild & Scenic Rivers [all projects located on rivers]

Nick Chevance, Regional Environ. Coordinator
National Park Service
601 Riverfront Drive
Omaha NE 68102-4226
Ph: 402-221-7286
Fax: 402-221-3465

Air Quality

DNR district office

Farmland Protection

National Resources Conservation Service

HUD Environmental Standards [all projects]

Wisconsin Department of Administration
P.O. Box 1687
Madison WI 53701

Water Quality [Section 404 permits only]

All other funding agencies

Local news media

Other interested government agencies

Native American Governments

ATTACHMENT 4-5: DETERMINATION OF EXEMPTION

DETERMINATION OF EXEMPTION

1. Project Name: _____
2. Complete Project Description (describe all activities from **all** funding sources):
3. Check one of the following:

___ This project has been determined to be **exempt** in accordance with 58.34(a) ____,
OR
___ This project has been determined to be **categorically excluded** and not subject to
58.5 under 58.35(b)(4).
OR
___ This project was initially determined to be **categorically excluded** subject to 58.5
under 24 CFR Part 58.35 _____. After coordination with other laws and authorities, it
has been determined that this project does not have an impact. Therefore, a
determination has been made that this project is **exempt** from further environmental
review in accordance with 24 CFR Part 58.34 (a)(12).
4. Date: _____.
5. Signature of the Chief Elected Official: _____

(Chief elected official's name and title)

(Name of grantee—city, village, or town)

(Address)

(City, State, Zip Code)

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ATTACHMENT 4-6A: NOTICE OF INTENT TO REQUEST RELEASE OF FUNDS (FOR CATEGORICALLY EXCLUDED ACTIVITIES)

FOR CATEGORICALLY EXCLUDED ACTIVITIES

NOTICE OF INTENT TO REQUEST RELEASE OF FUNDS

Date of publication or posting: _____

(Name of Grantee)

(Telephone)

(Street, City, State, and Zip Code)

TO ALL INTERESTED AGENCIES, GROUPS AND PERSONS:

The above-named grantee has prepared an Environmental Review Record (ERR) for the following project. This ERR is on file at the address above and is available for public examination and copying.

(Project, title, or name—insert-multi-year, if applicable)

(Purpose or nature of project)

(Location—City, County, State of Project)

(Estimated Cost of Project)

On or about _____ the grantee will request the Division of Housing (DOH) to release Community Development Block Grant (CDBG) funds under Title I of the Housing and Community Development Act of 1974 (PL 93-383), as amended, for this project..

The grantee is certifying to the DOH that it and its chief executive officer, in his or her official capacity as _____, consent to accept the jurisdiction of the Federal courts if an action is brought to enforce environmental review responsibilities, decision-making, and action; and that these responsibilities have been satisfied. Upon certification, grantee may use the CDBG

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funds, and the DOH will accept an objection to the release of funds and certification only if (a) the certification was not executed by the chief executive officer or other officer of grantee approved by the DOH; or (b) the grantee's ERR indicates omissions of a required decision, finding or step. Objections must be prepared and submitted in accordance with 24 CFR Part 58, and may be addressed to the Division of Housing, Attention: Environmental Desk, P.O. Box 7970, Madison WI 53707. Objections for reasons other than those stated above will not be considered by the DOH. No objections received after _____ will be considered by the DOH.

(Name of grantee's chief elected official)

(Street, City, State and Zip Code of grantee's chief elected official)

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ATTACHMENT 4-6B: NOTICE OF INTENT TO REQUEST RELEASE OF FUNDS (SAMPLE)

SAMPLE FOR CATEGORICALLY EXCLUDED ACTIVITIES

NOTICE OF INTENT TO REQUEST RELEASE OF FUNDS

Date of publication or posting: _____

City, Village, or Town _____
(Name of Grantee)

(Telephone)

100 Main Street, Any Town WI 55005 _____
(Street, City, State, and Zip Code)

TO ALL INTERESTED AGENCIES, GROUPS AND PERSONS:

The above-named grantee has prepared an Environmental Review Record (ERR) for the following project. This ERR is on file at the address above and is available for public examination and copying.

Water Tower Installation Project 2005-2006 _____
(Project, title, or name—insert-multi-year, if applicable)

Install additional water tower to supply village with adequate water supply and pressure _____
(Purpose or nature of project)

Village of any Town, Name of County, Wisconsin _____
(Location—City, County, State of Project)

\$22,345,123.00 _____
(Estimated Cost of Project)

On or about _____ (**8th day after publication, or the 11th day after posting**) the grantee will request the DOH to release Community Development Block Grant (CDBG) funds under Title I of the Housing and Community Development Act of 1974 (PL 93-383), as amended, for this project..

The grantee is certifying to the DOH that it and its chief executive officer, in his or her official capacity as _____ (**office**), consent to accept the jurisdiction of the Federal courts if an action is brought to enforce environmental review responsibilities, decision-making, and action; and that these responsibilities have been satisfied. Upon certification, grantee may use the CDBG funds, and the DOH will accept an objection to the release of funds and certification only if (a) the certification was not executed by the chief executive officer or other officer of grantee approved by

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the DOH; or (b) the grantee's ERR indicates omissions of a required decision, finding or step. Objections must be prepared and submitted in accordance with 24 CFR Part 58, and may be addressed to the Division of Housing, Attention: Environmental Desk, P.O. Box 7970, Madison WI 53707. Objections for reasons other than those stated above will not be considered by the DOH. No objections received after _____ **24th day after publication or 27th day after posting**) will be considered by the DOH.

Pat Jones _____
(Name of grantee's chief elected official)

100 Main Street, Any Town WI 55005 _____
(Street, City, State and Zip Code of grantee's chief elected official)

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ATTACHMENT 4-7A: COMBINED NOTICE OF FINDINGS & NOTICE OF INTENT TO REQUEST RELEASE OF FUNDS

FOR ACTIVITIES SUBJECT TO ENVIRONMENTAL ASSESSMENT COMBINED NOTICE OF FINDINGS OF NO SIGNIFICANT IMPACT ON THE ENVIRONMENT AND NOTICE OF INTENT TO REQUEST RELEASE OF FUNDS

Date of publication or posting: _____

(Name of Grantee)

(Telephone #)

(Street, City, State and Zip Code)

TO ALL INTERESTED AGENCIES, GROUPS AND PERSONS:

The above-named grantee has prepared an Environmental Assessment (EA) for the following project. The EA is on file at the address above and is available for public examination and copying.

(Project, Title or Name—insert 'multi-year' if applicable)

(Purpose or nature of project)

(Location—City, County, State of Project)

(Estimated cost of project)

The grantee has determined that such request for release of funds will not constitute an action significantly affecting the quality of the human environment and, accordingly, the grantee has decided not to prepare an Environmental Impact Statement (EIS) under the National Environmental Policy Act of 1969 (PL 91-190).

The reason for such decision is:

All agencies, groups or individuals disagreeing with this decision are invited to submit written comments to the above address. Such written comments should be received on or before _____. All such comments will be considered, and the grantee will not request the release of Federal funds or begin the project prior to such date.

On or about _____, the Grantee will request the Division of Housing (DOH) to release Community Development Block Grant (CDBG) funds under Title I of the Housing and Community Development Act of 1974 (PL 93-383) as amended for this project.

The grantee is certifying to the Division of Housing that it and its chief executive officer, in his/her official capacity as _____, consent to accept the jurisdiction of the Federal courts if an action is brought to enforce environmental review responsibilities, decision-making, and action; and that these responsibilities have been satisfied. Upon certification, the grantee may use the CDBG funds, and the DOH will have satisfied its responsibilities under the National Environmental Policy Act of 1969. The DOH will accept an objection to the release of funds and certification only if (a) the certification was not executed by the chief executive officer or other officer of the grantee approved by the DOH; or (b) the grantee's EA indicates omissions of a required decision, finding, or step.

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Objections must be prepared and submitted in accordance with 24 CFR Part 58, and may be addressed to the Division of Housing, Attention: Environmental Desk, P.O. Box 7970, Madison WI 53708-7970.

Objections for reasons other than those stated above will not be considered by the DOH. No objections received after _____ will be considered by the DOH.

(Name of grantee's chief elected official)

(Street, City, State and Zip Code of grantee's chief elected official)

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to the release of funds and certification only if (a) the certification was not executed by the chief executive officer or other officer of the grantee approved by the Wisconsin Division of Housing; or (b) the grantee's EA indicates omissions of a required decision, finding, or step. Objections must be prepared and submitted in accordance with 24 CFR Part 58, and may be addressed to the Division of Housing, Attention: Environmental Desk, P.O. Box 7970, Madison WI 53707-7970.

Objections for reasons other than those stated above will not be considered by the DOH. No objections received after July 2, 2006 **31st day after publication, or 34th day after posting**) will be considered by DOH.

____ Pat Jones	100 Main Street, Any Town, WI 55005
<i>(Name of grantee's chief elected official)</i>	<i>(Street, City, State and Zip Code of grantee's chief elected official)</i>

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ATTACHMENT 4-8: REQUEST FOR RELEASE OF FUNDS & CERTIFICATION (FORM HUD-7015.15)

Request for Release of Funds and Certification

U.S. Department of Housing
and Urban Development
Office of Community Planning and Development

OMB No. 2506-
0087 (11-30-94)

Public reporting burden for this collection of information is estimated to average 0.60 hour per response, including the time for reviewing instructions, searching existing data sources, gathering and maintaining the data needed, and completing and reviewing the collection of information. Send comments regarding this burden estimate or any other aspect of this collection of information, including suggestions for reducing this burden, to the Reports Management Officer, Office of Information Policies and Systems, U.S. Department of Housing and Urban Development, Washington, D.C. 20410-3600 and to the Office of Management and Budget, Paperwork Reduction Project (2506-0087), Washington, D.C. 20503.

Pursuant to Section 104(g) of Title I, Housing and Community Development Act of 1974, Section 17(l) of the U. S. Housing Act of 1937; Title IV of the Stewart B. McKinney Homeless Assistance Act; and Section 288 of the Cranston-Gonzales National Affordable Housing Act (NAHA).

1. Program Title(s) and OMB Catalog No(s):	2. HUD/State Identification Number:			
	3. Recipient Identification Number:			
4. Name & Address of Recipient:	5. For information on this Request, Contact:			
	6. Date of Latest Assistance Action:			
7. Date of This Request	<table><tr><td>Application Submission</td><td>Preliminary Approval</td><td>Grant Agreement</td></tr></table>	Application Submission	Preliminary Approval	Grant Agreement
Application Submission	Preliminary Approval	Grant Agreement		

Part 1. Request for Release of Funds

8. HUD or State Agency & Office Unit to Receive Request:

The recipient(s) of assistance under the program(s) listed above requests the release of funds and removal of grant conditions governing the use of the assistance for the following:

9. Program Activity/Project Name	10. Location (Street Address, City, County, State)
11. Program Activity/Project Description	

form HUD-7015.15 (9/92)

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Part 2. Environmental Certification

With reference to the above Program Activity/Project, I, the undersigned officer of the recipient, certify that:

1. The recipient has fully carried out its responsibilities for environmental review, decision-making and action pertaining to the project named above.
2. The recipient has complied with the National Environmental Policy Act of 1969, as amended, and with the environmental procedures, permit requirements and statutory obligations of the laws cited in 24 CFR 58.5.
3. The recipient has taken or will take into account the environmental criteria, standards, permit requirements and other obligations applicable to the project or program activity under other Federal, State and local laws that the recipient has the direct responsibility to comply with.
4. For UDAG projects only, the recipient has provided the State Historic Preservation Officer and the Secretary of the Interior an opportunity to act with respect to properties which the recipient believes are affected by the project and are eligible for the National Register of Historic Places (Section 119(m), HCD Act of 1974, as amended).
5. After considering the type and degree of environmental effects identified by the environmental review completed for the proposed project described in Part 1 of this request, I have found that the proposal ☐ did ☐ did not require the preparation and dissemination of an environmental impact statement.
6. The recipient has, prior to submitting this request for the release of funds and certification, published in the manner prescribed by 24 CFR 58.43 a notice to the public in accordance with 24 CFR 58.70 and as evidenced by the attached copy (copies).
7. The dates upon which all statutory and regulatory time periods for review, comment or other action are indicated below and are in compliance with the procedures and requirements of 24 CFR 58.

Item		Commence	Expire	Item		Commence	Expire
Notice of Finding of No Significant Impact	Publication Date:			Notice of Intent to Prepare an EIS	Publication Date:		
	Comment Period:				Comment Period:		
Combined Notice: Finding of No Significant Impact and Intent to Request Release of Funds	Publication Date:			Draft EIS	Publication Date:		
	Comment Period:				Comment Period:		
Notice of Intent to Request Release of Funds	Publication Date:			Final EIS	Publication Date:		
	Comment Period:				Comment Period:		
Other (specify)				Other (specify)			
Request for Release of Funds	HUD or State Decision Period: (Minimum period for approval)			Request for Release of Funds	HUD or State Decision Period: (Minimum period for approval)		
Estimated by Recipient				Actual by HUD or State			

As the duly designated certifying official of the recipient, I also certify that:

1. I am authorized to and do consent to assume the status of responsible federal official under the National Environmental Policy Act of 1969 and each provision of law designated in the 24 CFR 58.5 list of NEPA-related authorities insofar as the provisions of these laws apply to the HUD responsibilities for environmental review, decision-making and actions that have been assumed by the recipient.
2. By so consenting, I have assumed the responsibilities for the conduct of environmental review, decision-making and actions as to environmental issues, preparation and circulation of draft, final and supplemental environmental impact statements, and lead agency or cooperating agency responsibilities for preparation of such statements on behalf of federal agencies including HUD, when these agencies consent to such assumptions.
3. I am authorized to and to accept, on behalf of the recipient and personally, the jurisdiction of the federal courts for the enforcement of all these responsibilities, in my capacity as certifying officer of the recipient.

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Signature of Certifying Officer of the Recipient	Address
Title	

Warning: HUD will prosecute false claims and statements. Conviction may result in criminal and/or civil penalties. (18 U.S.C. 1001, 1010, 1012 31 U.S.C. 3729, 3729) form HUD-7015.15

ATTACHMENT 4-9 (Part I): ENVIRONMENTAL REVIEW RECORD (ERR) TEMPLATE

(Begins on next page)

U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT (HUD)
CDBG SMALL CITIES PROGRAM

ENVIRONMENTAL REVIEWS AT THE COMMUNITY LEVEL

ENVIRONMENTAL REVIEW RECORD and/or ENVIRONMENTAL ASSESSMENT

PROJECT:

PROGRAM: Public Facilities or Public Facilities for Economic Development Grant
The Wisconsin Department of Administration

ENVIRONMENTAL REVIEW RECORD

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Determination of Exempt Status	
Supporting Documentation	
Site Map	
Site Photographs	
Floodplain Map	
Manmade Hazards (if applicable)	
Other Reviews	
Environmental Assessment (if applicable)	

PROJECT DESCRIPTION

BRIEF DESCRIPTION OF THE PROJECT'S ACTIVITIES:

Funds for this proposed project will be used to:

BRIEF DESCRIPTION OF THE PROJECT SITE AND IMMEDIATE AREA:

The address of the proposed project is:

STATEMENT OF ACTIVITIES

SUMMARY OF FINDINGS AND CONCLUSIONS

The proposed project is in compliance with all laws and authorities pertaining to environmental review and found in 24 CFR Part 58.5. There are no conditions or circumstances requiring further review or analysis.

SUMMARY OF ENVIRONMENTAL CONDITIONS

The project will have several beneficial effects on the human environment, including the provision of safe and affordable housing for low- and moderate-income households residing in _____.

As proposed, the project will not be affected by any known adverse environmental conditions; nor will the project cause any adverse effect on adjacent or nearby properties or their residents:

PROJECT MODIFICATIONS AND ALTERNATIVES CONSIDERED:

ADDITIONAL STUDIES PERFORMED:

MITIGATION MEASURES NEEDED:

DETERMINATION OF CATEGORICAL EXCLUSION OR EXEMPTION

1. Is this project in compliance with applicable Laws and Authorities?

☐ YES

☐ NO

2. Is an Environmental Assessment required?

☐ YES

☐ NO

IMPACT CERTIFICATION

- A FINDING OF NO SIGNIFICANT IMPACT has been made for this project for the following reason (check below):
- Consultation with the applicable Laws and Authorities has determined that there will be no adverse impact, or only beneficial impact.
 - An Environmental Assessment has been completed and any adverse impacts can be mitigated following correspondence with the appropriate laws, authorities, and agencies.
- A FINDING OF SIGNIFICANT IMPACT has been made for this project, and a full Environmental Impact Statement has been completed.

Name and Title

Date

Signature

Sample Field Notes Checklist

Project Number: _____ HUD Program: Community Development Block Grant PF or PFED (circle one)

Project Name: _____

Location: (street, city, county/state, & zip code) _____

Number of Dwelling Units:

- ☐ New construction
☐ Rehabilitation


Project site is in a location described as:

- | | |
|---|---|
| <input type="checkbox"/> Central city | <input type="checkbox"/> Suburban |
| <input type="checkbox"/> Infill urban development | <input type="checkbox"/> In developing rural area |
| <input type="checkbox"/> In undeveloped area | |

Note to Reader: An Environmental Assessment (EA) is a concise public document that a Federal agency must prepare in order to comply with the National Environmental Policy Act (NEPA) and the related Federal environmental laws and authorities. The EA must support decision making process and provide a clear rationale, justification, and documentation for ratings assigned.

Instructions

It is recommended that this checklist be used by HUD staff who prepares the Environmental Assessment (EA; form HUD-4128). It will constitute full documentation for many factors on the EA, and partial documentation for others. It will avoid narrative reports and expedite the environmental review process. This checklist, which is a slightly revised version of Appendix C of Handbook 1390.2, should be used pending revision of Handbook 1390.2.

 The number for each checksheet topic is the number that appears on form HUD-4128. Also, each checklist title/heading is followed by a reference to where the topic appears in current Handbook 1390.2.

Before the site visit, review the Phase I and all background information submitted with the application (if applicable). During the site visit, the preparers of form HUD-4128 are to: (i) answer all relevant questions on this checklist; (ii) use the spaces provided for comments to include supplemental information as well as to record any recommended mitigation measures or requirements for project approval; (iii) key your answers to the relevant questions (using additional sheets of paper to provide more detailed information); and (iv) use the spaces provided for source documentation to cite the information source used (e.g., title of a technical report, map, or special study; site inspection/

field observation; name and location of the qualified data source(s) that provided the information, for example, the local planning agency, the local housing and/or community development agency, the State environmental protection agency, the State Historic Preservation Officer, or other qualified data source.)

Preparers are to obtain and use, as appropriate, any environmental report (Federal, State, or local) that may have already been prepared for the property or area in which the property is located.

Several different types of maps will be useful in completing the review, such as the project plan or plot map, a location map showing major features and facilities in the vicinity, the USGS topographic map and FEMA flood map for the site area, and zoning/land use maps. **Many of the conditions can and should be recorded directly on the project plan.** Distances to major features and facilities (e.g., schools and fire stations) and a description of the surrounding area are examples. The plan can then be referenced as “source documentation” on form HUD-4128.

9. Environmental Report

List the Federal, State, or local agencies contacted to obtain their existing environmental reports and other data for the HUD environmental review for the proposed project.

List major reports obtained: (attach the report(s) or otherwise list the title, author, publication date).

10. Planning Findings

Is the project in compliance or conformance with the local zoning?

☐ Yes ☐ No ☐ Not Applicable (If no or not applicable, explain)

Is the project located within a coastal management zone (CZM)?

☐ Yes ☐ No ☐ Not Applicable

If your answer is YES, the State Coastal Zone Management (CZM) Agency must make a finding that the project is consistent with the approved State CZM program

Is the State's finding attached to this checksheet?

☐ Yes ☐ No

Is the project in compliance with the air quality State Implementation Plan (SIP)?

☐ Yes ☐ No ☐ Not Applicable

Comments: _____

Source documentation: _____

Are there any unresolved conflicts concerning the use of the site? ☐Yes ☐No

If your answer is YES, briefly explain:

11. Coastal Barrier Resources

Is the project located within a coastal barrier designated on a current FEMA flood map or Department of Interior coastal barrier resources map? ☐Yes ☐No

If your answer is YES, the law prohibits Federal funding of projects in designated coastal barriers.

12. Flood Management (24 CFR Part 55) (see CF 3 and 4 of Handbook 1390.2)

Is the project located within a floodplain designated on a current FEMA flood map? ☐Yes ☐No

Identify FEMA flood map used to make this finding:

Community Name and Number:

Map Panel Number and Date of Map Panel:

If your answer is YES, use § 55.12 and the floodplain management decision-making process (§ 55.20) to comply with 24 CFR Part 55.

Comments:

Source documentation: (attach § 55.20 analysis)

13. Historic Preservation (see CF 2 of Handbook 1390.2)

Has the SHPO been notified of the project and requested to provide comments? ☐Yes ☐No

Is property listed on or eligible for listing on the National Register of Historic Places? ☐Yes ☐No

Is property located within or directly adjacent to an historic district? ☐Yes ☐No

Does the property's area of potential effects include an historic district or property? ☐Yes ☐No

If your answer is YES to any of the above questions, consult with the State Historic Preservation Officer (SHPO) and comply with 36 CFR part 800.

Has the SHPO been or is being advised of HUD's finding? ☐Yes ☐No

Comments:

Source documentation:

14 . Noise Abatement (see CF 1 of Handbook 1390.2)

Is project located near a major noise source, i.e., civil airports (within 5 miles), military airfields (15 miles), major highways or busy roads (within 1,000 feet), or railroads (within 3,000 feet)?

☐Yes ☐No

If your answer is YES, comply with 24 CFR 51, Subpart B which requires a noise assessment for proposed new construction. Use adopted DNL contours if the noise source is an airport.

Comments:

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Source documentation: (attach NAG worksheets)

15. Hazardous Industrial Operations (see CF 5 of Handbook 1390.2)

Are industrial facilities handling explosive or fire-prone materials such as liquid propane, gasoline or other storage tanks adjacent to or visible from the project site? ☐ Yes ☐ No

If your answer is YES, use HUD Hazards Guide and comply with 24 CFR Part 51, Subpart C.

Comments :

Source documentation: (attach ASD worksheets)

16. Airport Hazards (see CF 5 of Handbook 1390.2)

Is the project within 3,000 feet from the end of a runway at a civil airport? ☐ Yes ☐ No

Is the project within 2-1/2 miles from the end of a runway at a military airfield? ☐ Yes ☐ No

If your answer is YES to either of the above questions, comply with 24 CFR Part 51, Subpart D.

Comments:

Source documentation : HUD Letter 85-8, dated May 23, 1985

17. Protection of Wetlands (E.O. 11990) (see CF 3 and 4 of Handbook 1390.2)

Are there drainage ways, streams, rivers, or coastlines on or near the site? ☐ Yes ☐ No

Are there ponds, marshes, bogs, swamps or other wetlands on or near the site? ☐ Yes ☐ No

For projects proposing new construction and/or filling, the following applies:

Is the project located within a wetland designated on a National Wetlands Inventory map of the Department of the Interior (DOI)? ☐ Yes ☐ No

If your answer is YES, E.O. 11990, Protection of Wetlands, discourages Federal funding of new construction or filling. In wetlands, compliance is required with the wetlands decision-making process (§ 55.20 of 24 CFR Part 55. Use Proposed Part 55 published in the Federal Register on January 1, 1990 for wetland procedures).

Comments:

Source documentation: (attach § 55.20 analysis for new construction and/or filling)

18. Toxic Chemicals and Radioactive Materials (see CF 5 of Handbook 1390.2)

Has a Phase I (ASTM) Report been submitted and reviewed? ☐ Yes ☐ No

If your answer is NO, is a Phase I (ASTM) report needed? ☐ Yes ☐ No

Are there issues that require a special/specific Phase II report before completing the environmental assessment? ☐ Yes ☐ No

Is the project site near an industry disposing of chemicals or hazardous wastes? ☐ Yes ☐ No

Is the site listed on an EPA Superfund National Priorities or CERCLA, or equivalent State list?
☐ Yes ☐ No

Is the site located within 3,000 feet of a toxic or solid waste landfill site? ☐ Yes ☐ No

Does the site have an underground storage tank? ☐ Yes ☐ No

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If your answer is YES to any of the above questions, use current techniques by qualified professionals to undertake investigations determined necessary and comply with § 50.3(i).

Are there any unresolved concerns that could lead to HUD being determined to be a Potential Responsible Party (PRP)? ☐ Yes ☐ No

Comments: _____

Source documentation: (attach Phase I ASTM report) _____

19. Other

a. Endangered Species (see EF 3.4 of Handbook 1390.2)

Has the Department of Interior list of Endangered Species and Critical Habitats been reviewed?
☐ Yes ☐ No

Is the project likely to affect any listed or proposed endangered or threatened species or critical habitats? ☐ Yes ☐ No

If your answer is YES, compliance is required with Section 7 of the Endangered Species Act, which mandates consultation with the Fish and Wildlife Service in order to preserve the species.

Comments: _____

Source documentation: Fish & Wildlife Service list 7/18/03 _____

b. Sole Source aquifers

Will the proposed project affect a sole source or other aquifer? ☐ Yes ☐ No

Comments: None in Wisconsin _____

Source documentation: EPA _____

c. Farmlands Protection (see EF 3.3 of Handbook 1390.2)

If the site or area is presently being farmed, does the project conform to the Farmland Protection Policy Act and HUD policy memo? ☐ Yes ☐ No

If your answer is YES, compliance is required with 7 CFR Part 658, Department of Agriculture regulations Implementing the Act.

Comments: _____

Source documentation: _____

d. Flood Insurance

Is the building located or to be located within a Special Flood Hazard Area identified on a current Flood Insurance Rate Map (FIRM)? ☐ Yes ☐ No

If your answer is YES, flood insurance protection is required for buildings located or to be located within a Special Flood Hazard Area as a condition of approval of the project. In addition, compliance with § 55.12 and the flood plain management decision-making process (§ 55.20) is required (refer to item #17 above). Document the map used to determine Special Flood Hazard Area in above item #17 pertaining to community name and number, map panel number and date of map panel.

e. Environmental Justice

Is the project located in a predominantly minority and low-income neighborhood? ☐Yes ☐No

Does the project site or neighborhood suffer from disproportionately adverse environmental effects on minority and low-income populations relative to the community-at-large? ☐Yes ☐No

If your answer is YES, compliance is required with E.O. 12898, Federal Actions to Address Environmental Justice.

Comments: _____

Source documentation: _____

20. Unique Natural Features and Areas (see EF 3.2 of Handbook 1390.2)

Is the site near natural features (i.e., bluffs or cliffs) or near public or private scenic areas?

☐Yes ☐No

Are other natural resources visible on site or in vicinity? Will any such resources be adversely affected or will they adversely affect the project? ☐Yes ☐No

Comments: _____

21. Site Suitability, Access, and Compatibility with Surrounding Development (see EF 1.1 and 1.3 of Handbook 1390.2)

Has the site has been used as a dump, sanitary landfill or mine waste disposal area? ☐Yes ☐No

Is there paved access to the site? ☐Yes ☐No

Are there other unusual conditions on site? ☐Yes ☐No

Is there indication of:

	Yes	No		Yes	No
distressed vegetation	<input type="checkbox"/>	<input type="checkbox"/>	oil/chemical spills	<input type="checkbox"/>	<input type="checkbox"/>
waste material/containers	<input type="checkbox"/>	<input type="checkbox"/>	abandoned machinery, cars,		
soil staining, pools of liquid	<input type="checkbox"/>	<input type="checkbox"/>	refrigerators, etc.	<input type="checkbox"/>	<input type="checkbox"/>
loose/empty drums, barrels	<input type="checkbox"/>	<input type="checkbox"/>	transformers, fill/vent pipes,		
			pipelines, drainage structures	<input type="checkbox"/>	<input type="checkbox"/>

Is the project compatible with surrounding area in terms of:

	Yes	No		Yes	No
Land use	<input type="checkbox"/>	<input type="checkbox"/>	Building type (low/high-rise)	<input type="checkbox"/>	<input type="checkbox"/>
Height, bulk, mass	<input type="checkbox"/>	<input type="checkbox"/>	Building density	<input type="checkbox"/>	<input type="checkbox"/>

Will the project be unduly influenced by:

	Yes	No		Yes	No
Building deterioration	<input type="checkbox"/>	<input type="checkbox"/>	Transition of land uses	<input type="checkbox"/>	<input type="checkbox"/>
Postponed maintenance	<input type="checkbox"/>	<input type="checkbox"/>	Incompatible land uses	<input type="checkbox"/>	<input type="checkbox"/>
Obsolete public facilities	<input type="checkbox"/>	<input type="checkbox"/>	Inadequate off-street parking	<input type="checkbox"/>	<input type="checkbox"/>

Are there air pollution generators nearby which would adversely affect the site:

	Yes	No		Yes	No
Heavy industry	<input type="checkbox"/>	<input type="checkbox"/>	Large parking facilities	<input type="checkbox"/>	<input type="checkbox"/>
Incinerators	<input type="checkbox"/>	<input type="checkbox"/>	(1000 or more cars)		
Power generating plants	<input type="checkbox"/>	<input type="checkbox"/>	Heavy traveled highway	<input type="checkbox"/>	<input type="checkbox"/>
Oil refineries	<input type="checkbox"/>	<input type="checkbox"/>	(6 or more lanes)		

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Cement plants

☐☐

Other _____

☐☐

Comments:

source documentation

22. Soil Stability, Erosion, and Drainage (see EF 1.2 of Handbook 1390.2)

Slopes: ☐ Not Applicable ☐ Steep ☐ Moderate ☐ Slight

Is there evidence of slope erosion or unstable slope conditions on or near the site? ☐ Yes ☐ No

Is there evidence of ground subsidence, high water table, or other unusual conditions on the site?

☐ Yes ☐ No

Is there any visible evidence of soil problems (foundations cracking or settling, basement flooding, etc.) in the neighborhood of the site? ☐ Yes ☐ No

Have soil studies or borings been made for the project site or the area? ☐ Yes ☐ No ☐ Unknown

Do the soil studies or borings indicate marginal or unsatisfactory soil conditions? ☐ Yes ☐ No

Is there indication of cross-lot runoff, swales, drainage flows on the property? ☐ Yes ☐ No

Are there visual indications of filled ground? ☐ Yes ☐ No

If your answer is YES, was a 79(g) report/analysis submitted? ☐ Yes ☐ No

Are there active rills and gullies on site? ☐ Yes ☐ No

If the site is not to be served by a municipal waste water disposal system, has a report of the soil conditions suitable for on-site septic systems been submitted? ☐ Yes ☐ No ☐ N.A.

Is a soils report (other than structural) needed? ☐ Yes ☐ No

Are structural borings or a dynamic soil analysis/geological study needed? ☐ Yes ☐ No

Comments:

Source documentation

23. Nuisances and Hazards (see EF 1.3 and 1.4 of Handbook 1390.2)

Will the project be affected by natural hazards:

	Yes	No		Yes	No
Faults, fracture	<input type="checkbox"/>	<input type="checkbox"/>	Fire hazard materials	<input type="checkbox"/>	<input type="checkbox"/>
Cliffs, bluffs, crevices	<input type="checkbox"/>	<input type="checkbox"/>	Wind/sand storm concerns	<input type="checkbox"/>	<input type="checkbox"/>
Slope-failures from rains	<input type="checkbox"/>	<input type="checkbox"/>	Poisonous plants, insects or animals	<input type="checkbox"/>	<input type="checkbox"/>
Unprotected water bodies	<input type="checkbox"/>	<input type="checkbox"/>	Hazardous terrain features	<input type="checkbox"/>	<input type="checkbox"/>

Will the project be affected by built hazards and nuisances:

	Yes	No		Yes	No
Hazardous street	<input type="checkbox"/>	<input type="checkbox"/>	Inadequate screened	<input type="checkbox"/>	<input type="checkbox"/>
Dangerous intersection	<input type="checkbox"/>	<input type="checkbox"/>	Hazards in vacant lots	<input type="checkbox"/>	<input type="checkbox"/>
drainage catchments	<input type="checkbox"/>	<input type="checkbox"/>	Chemical tank-car terminal	<input type="checkbox"/>	<input type="checkbox"/>
Through traffic	<input type="checkbox"/>	<input type="checkbox"/>	Other hazardous	<input type="checkbox"/>	<input type="checkbox"/>
Inadequate separation of pedestrian/vehicle traffic	<input type="checkbox"/>	<input type="checkbox"/>	chemical storage	<input type="checkbox"/>	<input type="checkbox"/>
Children's play areas located next to freeway or other high traffic way	<input type="checkbox"/>	<input type="checkbox"/>	High-pressure gas or liquid petroleum	<input type="checkbox"/>	<input type="checkbox"/>
Inadequate street lighting	<input type="checkbox"/>	<input type="checkbox"/>	Transmission lines on site	<input type="checkbox"/>	<input type="checkbox"/>
Quarries or other excavations	<input type="checkbox"/>	<input type="checkbox"/>	Overhead transmission lines	<input type="checkbox"/>	<input type="checkbox"/>
			Hazardous cargo transportation routes		

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Dumps/sanitary landfills or mining	<input type="checkbox"/>	<input type="checkbox"/>	Oil or gas wells	<input type="checkbox"/>	<input type="checkbox"/>
Railroad crossing	<input type="checkbox"/>	<input type="checkbox"/>	Industrial operations	<input type="checkbox"/>	<input type="checkbox"/>

Will the project be affected by nuisances:

	Yes	No		Yes	No
Gas, smoke, fumes	<input type="checkbox"/>	<input type="checkbox"/>	Unsightly land uses	<input type="checkbox"/>	<input type="checkbox"/>
Odors	<input type="checkbox"/>	<input type="checkbox"/>	Front-lawn parking	<input type="checkbox"/>	<input type="checkbox"/>
Vibration	<input type="checkbox"/>	<input type="checkbox"/>	Abandoned vehicle	<input type="checkbox"/>	<input type="checkbox"/>
Glare from parking area	<input type="checkbox"/>	<input type="checkbox"/>	Vermin infestation	<input type="checkbox"/>	<input type="checkbox"/>
Vacant/boarded-up buildings	<input type="checkbox"/>	<input type="checkbox"/>	Industrial nuisances	<input type="checkbox"/>	<input type="checkbox"/>
			Other	<input type="checkbox"/>	<input type="checkbox"/>

Comments: _____

Source documentation _____

24. Water, Supply, Sanitary Sewers, and Solid Waste Disposal (see EF 2.1, 2.2, and 2.4 of Handbook 1390.2)

Is the site served by an adequate and acceptable:

water supply ☐Yes ☐No ☐Municipal ☐Private;

sanitary sewers and waste water disposal systems ☐Yes ☐No ☐Municipal ☐Private;

and trash collection and solid waste disposal ☐Yes ☐No ☐Municipal ☐Private.

If the water supply is non-municipal, has an acceptable "system" been approved by appropriate authorities and agencies? ☐Yes ☐No

If the sanitary sewers and waste water disposal systems are non-municipal, has an acceptable "system" been approved by appropriate authorities and agencies? ☐Yes ☐No

Comments: _____

Source documentation _____

25. Schools, Parks, Recreation, and Social Services (see U/EF 4, 5, and 6 of Handbook 1390.2)

Will the local school system have the capability to service the potential school age children from the project? ☐Yes ☐No

Are parks and play spaces available on site or nearby? ☐Yes ☐No

Will social services be available on site or nearby for residents of proposed project? ☐Yes ☐No

Comments: _____

Source documentation _____

26. Emergency Health Care, Fire and Police Services (see U/EF 7, 8, and 9 of Handbook 1390.2)

Are emergency health care providers located within reasonable proximity to the proposed project?
☐Yes ☐No Approximate response time: _____

Are police services located within reasonable proximity to the proposed project?

☐ Yes ☐ No Approximate response time: _____

Is fire fighting protection () municipal () volunteer adequate and equipped to service the project?

☐ Yes ☐ No Approximate/estimated response time: _____

Comments: _____

Source documentation _____

27. Commercial/Retail and Transportation (see U/EF 10 and 11 of Handbook 1390.2)

Are commercial/retail shopping services nearby? ☐ Yes ☐ No

Is the project accessible to employment, shopping and services by ☐ public transportation or ☐ private vehicle?

Is adequate public transportation available from the project to these facilities? ☐ Yes ☐ No

Are the approaches to the project convenient, safe and attractive? ☐ Yes ☐ No

28. Conditions and Requirements for Approval:

Are mitigation measures required? ☐ Yes ☐ No

If your answer is YES, list and describe: _____

Brief Description of the Project: See attached ERR.

Field Inspection on: (date) By: (signature)

ATTACHMENT 4-10: LETTER SEEKING REVIEW OF PROJECT

LETTER SEEKING REVIEW OF PROJECT

Date _____

Address _____

Greeting _____

The _____ **(Name of community preparing the ERR or EA)** is currently preparing an environmental review record or environmental assessment. The _____ **(community)** is applying to the Wisconsin Department of Administration for \$ _____ of CDBG monies, to be used for _____ **(project description)**, located in the _____ **(project location)**.

The _____ **(community)** plans to use the funds for _____ **(description of project, including uses of all funds)**.
Description should be approximately 1 paragraph in length)

The project is located at _____ **(description of location, including township, range, and section, and street address)**. Enclosed is **(a map or aerial photograph)** that shows the project site.

(Include here any specific information that an agency might need in order to respond, such as described in the Environmental Review Chapter of the Wisconsin CDBG Implementation Handbook).

Review the proposed project and make a determination as to whether it is in conformance with **(the regulations the particular agency enforces)**. Your prompt review and comments on this project will be greatly appreciated. If we have not received your comments within 30 days of the date of this letter, we will assume that you have no comment. If you should have any questions concerning this matter, contact **(name and phone # of person preparing the ERR or EA)**.

Sincerely,

(Signature of person preparing the ERR or EA)

Enclosure(s)

ATTACHMENT 4-11: MEMORANDUM FOR MAILING OF COMBINED NOTICE

MEMORANDUM FOR MAILING OF COMBINED NOTICE

TO: All interested agencies, groups, and persons

FROM: **(EA Preparer's Name, Firm)**

RE: Notice of Finding of No Significant Impact on the Environment and Notice of Intent to Request Release of Funds

DATE: **(Date of notice publication)**

The purpose of this memorandum is to provide to you're a copy of the legal notice entitled, "Notice of Finding of No Significant Impact on the Environment and Notice of Intent to Request Release of Funds," which will be published as a Class I legal notice in the _____ **(name of local newspaper)**, on **(date)**. The notice indicates that _____ **(community)** findings regarding the ERR or EA it has prepared for the _____ **(project title)**, as well as the _____ **(community's)** intent to request the Wisconsin Department of Administration to release federal funds under Title I of the Housing and Community Development Act of 1974 (PL 93-383) for this project. The CDBG funds to be received by _____ **(community)** would be used for _____ **(project description)**.

All interested agencies, groups, and persons disagreeing with this decision and request for release of funds are invited to submit written comments for consideration to the _____ **(community's chief elected official)** at _____ **(community's address)**, in accordance with the attached notice.

ATTACHMENT 4-12: NATIONAL WILD & SCENIC RIVERS INFORMATION

NATIONAL WILD AND SCENIC RIVERS SYSTEM COMPONENTS – WISCONSIN

River Name	County(s)	Segment Reach Description
Lower St. Croix River	Polk St. Croix Pierce	From dam at Taylor Falls, MN, downstream to confluence with Mississippi River.
Upper St. Croix and Namekagon Rivers	Polk Burnett Douglas Washburn Bayfield	St. Croix from Taylor Falls, MN, to the dam at Gordon, WI; Namekagon from its confluence with the St. Croix to the dam at Namekagon Lake.
Wolf River	Menomonie	From the Langlade-Menomonie County line downstream to Keshena Falls near the Village of Keshena.

RIVERS IN WISCONSIN WITH POTENTIAL FOR INCLUSION IN THE NATIONAL WILD AND SCENIC RIVERS INVENTORY

River Name	County(s)	Segment Reach Description
Bad	Ashland	From Town of Mellen to mouth.
Black	La Crosse Jackson	From confluence with Mississippi River (above Lake Onalaska) to Black River Falls dam.
Black, East Fork	Jackson Wood Clark	Mouth to source.
Bois Brule	Douglas	Mouth to campground at County road south.
Chippewa	Pepin Dunn	From its confluence with Mississippi River to Eau Claire-Dunn County line.
Chippewa	Rusk Sawyer	Holcombe Flowage to dam at Radisson.
Chippewa, East Fork	Iron	From Sturgeon Bay at upper end of Blaisdell Lake to bridge crossing in Sec. 13 of Glidden.

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Chippewa, East Fork	Iron	Glidden to source.
River Name	County(s)	Segment Reach Description
Clam	Burnett Polk	Clam River flowage to Clam Falls flowage.
Crystal	Waupaca	Long Lake to Waupaca.
Des Plaines	Kenosha	Wisconsin-Illinois state line to source.
Flambeau	Rusk Price Sawyer	Big Falls Reservoir to Crowley dam.
Flambeau, South Fork	Sawyer Rusk Price	Confluence with Flambeau to SR 13 south of Park Falls; Three Mile Creek to Round Lake.
Fox	Outagamie Brown	Kaukauna to De Pere.
Fox	Kenosha Racine Waukesha	Wilmot to Waterford dam. Waterford to Waukesha.
Jump, including North Fork	Chippewa Price Rusk Taylor	From Holcombe flowage to Spring Creek flowage.
Jump, South Fork	Price	Confluence with Jump River to SR 13 at Prentice.
Kickapoo	Crawford Richland Vernon	Confluence with Wisconsin River to Ontario.
La Crosse	La Crosse	Mouth to Perch Lake dam.
Marengo	Ashland	Confluence with Bad River to Town of Marengo.
Mecan	Marquette Waushara	From backwaters of impoundment at Germania to Richford.

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Milwaukee

Milwaukee
Ozaukee
Washington
Fond du Lac

Thiensville to Grafton.

Waubeka to West Bend.

Young America to Campbellsport.

Campbellsport to Eden.

River Name	County(s)	Segment Reach Description
Nemaji	Douglas	From drive-in theater south of Superior village to Wisconsin-Minnesota state line.
Oconto	Oconto	Underhill to confluence with Peshtigo Brook.
Peshtigo	Marinette Forest	Backwaters of Caldron Falls Reservoir to source.
Pike, including south branch	Marinette	Mouth to Brock pond dam.
Pike River north branch	Marinette	Mouth to township road 1/2 mile downstream of U.S. 8.
Pine River	Florence Forest	From backwaters of Pine River dam to source.
Plover	Portage Marathon	Stevens Point to Bevent.
Popple	Florence Forest	Mouth to source.
Potato River	Iron	Confluence with Bad River to Town of Upson.
Somo River	Lincoln	Lake Mohawksin to junction of Big Somo and Little Somo creeks at Clifford.
Thornapple	Rusk Sawyer	Mouth to source (except part within Chequamegon National Forest).
Totagetic	Douglas Sawyer Washburn	From Minong flowage (formerly Lake Nancy) to Nelson Lake.
White	Ashland Bayfield	From impoundment at SR 112 crossing to source.

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Wisconsin	Marathon Lincoln	Merrill to Wausau. Wausau to Marathon County line south.
Wolf	Outagamie Waupaca Shawano	County Road P two miles north of Shioctin to Shawano.
Yellow	Juneau Wood	From Necedah Bluff to Spillway at Lake Baxter.

ATTACHMENT 4-13: ENVIRONMENTAL ASSESSMENT STATUS – SELF-DETERMINATION OF EXEMPTION or CATEGORICAL EXCLUSION

ENVIRONMENTAL ASSESSMENT STATUS: SELF-DETERMINATION OF EXEMPTION or CATEGORICAL EXCLUSION

Municipality: _____

CDBG Project Name: _____

CDBG Grant Agreement Number: _____

All recipients of CDBG assistance must prepare an Environmental Review Record (ERR) along with an Environmental Assessment, unless the project is determined to be **EXEMPT** or **CATEGORICALLY EXCLUDED** from the ERR requirements. If an Environmental Assessment (stated as being required by 24 CFR Part 58.36) was not prepared for the above named project, please indicate the reason: **(select one of the following options)**

☐ The project is a continuation of a multi-year activity for which an Environmental Review was previously completed as 24 CFR 58.32(b). The project has not substantially changed in its range or Scope of activities, or its cost estimates. Environmental conditions Have not been altered, no new circumstances which may affect the project have been discovered, and the recipient has not selected an alternative not considered in the project's original assessment.

☐ The project is an exempt activity not requiring any environmental review, as determined by CFR 58.34(a)(1)-(11).

☐ The project has been initially determined to be a categorical exclusion under the provisions of 24 CFR 58.35(a)(___). An Environmental Review has been conducted and a determination made that the requirements of the other related laws and authorities cited in 58.5 are in compliance, in accordance with 24 CFR 58.35. A final determination has been made that this activity is exempt from The Release of Funds requirements in accordance with 24 CFR 58.34(a)(12).

☐ The project has been determined to be a categorical exclusion, but will not alter any conditions that would require a review or compliance determination under federal laws and authorities cited in 24 CFR 58.5. No Release of Funds process is required in accordance with 58.35(b).

Signature of the Local Clerk:	PRINTED Name of the Local Clerk:	Signature Date:
Signature of the Local Elected Official:	PRINTED Name of the Local Elected Official:	Signature Date:

ADDITIONAL NOTES: (optional)

ADDITIONAL NOTES (continued): (optional)